THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.18159 of 2006

Dated: 01-09-2006

Between:

K. Anusuyamma.

..... PETITIONERS

AND

The District Collector,
Anantapur, and four others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION NO.18159 of 2006

ORDER:

The petitioner is the President of Water Users Association (WUA), Dharmavaram Water Tank. An ayacut of about Acs.1920.00 is within the controlling jurisdiction of WUA, Dharmavaram. The petitioner made representation to the District Collector, Anantapur, alleging that the tank bund area has been encroached upon by rich persons and if any construction is allowed it would hamper the flow of water from the catchment area. It appears that the Executing Engineer, Irrigation Department, Dharmavaram, also addressed a letter to the Revenue Divisional Officer, Dharmavaram, with a request to instruct the Mandal Revenue Officer, Dharmavaram, to depute Mandal Surveyor to identify the encroachments in Dharmavaram tank and Chinna kalava under Sluice No.1. The petitioner alleges that the respondents 1 and 2 are not taking any action and therefore, she filed the present writ petition seeking a direction to the respondents 1 to 3 to remove the encroachments.

At the stage of preliminary hearing itself, the learned Assistant Government Pleader for Revenue (General) has obtained instructions. According to him, the respondents 1 to 3 are taking necessary steps to remove all the encroachments within the tank bed area as well as the tank bund area of Dharmavaram tank, and therefore, without any further adjudication the matter can be disposed of. In that view of the matter, the respondents 1 to 3 are directed to issue notices to all the encroachers who occupied the land forming part of Dharmavaram tank or tank bund area and remove all the encroachments within a period of one month from the date of receipt of a copy of this order.

The writ petition, with the above direction, is accordingly disposed of. No costs.

_____

(**V.V.S.RAO, J**)

1st September, 2006

Note: Issue CC by 04-09-2006.

B/o

ghn